

LYONS & FLOOD, LLP
55 Broadway, Suite 1501
New York, New York 10006
Attorneys for Defendant
MSC MEDITERRANEAN SHIPPING COMPANY, S.A.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ACE EUROPEAN GROUP LIMITED a/s/o
UTECO CONVERTING S.P.A.,

Plaintiff,

-against-

MEDITERRANEAN SHIPPING COMPANY
S.A. and PORTS AMERICA,

Defendants.

ECF CASE

13 Civ. 7514 (RA)

**ANSWER TO
CROSS-CLAIMS**

Defendant MSC MEDITERRANEAN SHIPPING COMPANY, S.A., incorrectly sued as MEDITERRANEAN SHIPPING COMPANY S.A., (“MSC”), by its attorneys, Lyons & Flood, LLP, answering Defendant PORTS AMERICA, INC., s/h/a PORTS AMERICA, (“Ports America”) Cross-Claims, alleges as follows:

1. MSC incorporates by reference each and every response made in its Answer to each and every allegation made in Plaintiff’s Complaint, including MSC’s Affirmative Defenses.
2. MSC denies the allegations contained in Paragraph 29 of the Cross-Claims.
3. MSC denies the allegations contained in Paragraph 30 of the Cross-Claims.
4. MSC denies the Ports America’s prayer for relief.


WHEREFORE, MSC prays:

- a. that judgment be entered in favor of MSC and against Ports America, dismissing Ports America’s Cross-Claim herein together with costs and disbursements of this action; and

b. that judgment be entered in favor of MSC for such other and further relief as the Court deems just and proper.

Dated: February 7, 2014
New York, New York

LYONS & FLOOD, LLP
Attorneys for Defendant
MSC MEDITERRANEAN SHIPPING
COMPANY S.A.

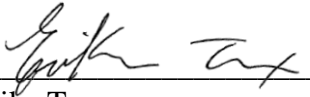
By: 
Edward P. Flood
George N. Proios
55 Broadway, Suite 1501
New York, New York 10006
(212) 594-2400

TO: ROPERS, MAJESKI, KOHN & BENTLEY, P.C.
Attorneys for Defendants
PORTS AMERICA, INC. and PORT NEWARK
CONTAINER TERMINAL, L.L.C.
750 Third Avenue, 25th Floor
New York, New York 10017

Attn: J. Patrick Geraghty, Esq.

CERTIFICATE OF SERVICE

Erika Tax, an employee of Lyons & Flood, affirms on this 7th day of February 2014, that she electronically filed the foregoing with the Clerk of the Court for the Southern District of New York by using the CM/ECF system, and that all participants in this case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.



Erika Tax

U:\FLOODDOC\2549218\Legal\Answer to PA Crossclaims.doc